

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA
COLUMBIA DIVISION

ROBERT BERRY, INDIVIDUALLY
AND ON BEHALF OF ALL OTHERS
SIMILARLY SITUATED,

Plaintiff,

Civil Action No. No. 3:17-cv-00304-JFA

VS.

WELLS FARGO & COMPANY, WELLS FARGO CLEARING SERVICES, LLC, and WELLS FARGO ADVISORS FINANCIAL NETWORK, LLC, and DOES 1 thru 50,

Defendants.

MOTION FOR CLASS CERTIFICATION

Plaintiff Robert Berry (“Plaintiff”) respectfully submits this Motion for Class Certification (“Motion”) and respectfully requests an Order pursuant to Rule 23 of the Federal Rules of Civil Procedure: (1) certifying this action as a class action on behalf of the “Class” as defined in the [Proposed] Order Granting Plaintiff’s Motion for Class Certification; (2) appointing Plaintiff to serve as Class Representative; and (3) appointing Plaintiff’s counsel—Ajamie LLP, Motley Rice LLC, and Izard, Kindall & Raabe, LLP—to serve as Class Counsel in this litigation.

This Motion is based upon the accompanying Memorandum of Law, Declaration, and exhibits, the pleadings and records on file in this case, and such other matters and argument as the Court may consider.

CERTIFICATION PURSUANT TO LOCAL RULE 7.02

Pursuant to Local Rule 7.02, counsel for Plaintiff certifies that, prior to filing the foregoing motion, they conferred with Defendants' counsel and attempted in good faith to resolve the matter

contained in the Motion. However, the parties were unable to resolve this matter absent Court intervention.

DATED: March 1, 2018

Respectfully submitted,

By: /s/ William S. Norton
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ATTORNEYS FOR PLAINTIFF

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on March 1, 2018, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system. I understand that notice of this filing will be sent to all parties by operation of the Court's electronic filing system.

/s/ William S. Norton

William S. Norton